

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

BOLLINGER, RUBERRY & GARVEY,)	
)	
Petitioner,)	
)	
v.)	Case No.: 1:08-CV-3698
)	
DAN FORMELLER and JAMES BORCIA,)	
)	
Respondents.)	
_____)	

NOTICE OF EMERGENCY MOTION

TO: Dan Formeller and James Borgia, Tressler, Soderstrom, Maloney & Priess, Sears Tower, 233 S. Wacker Dr., 22nd Fl., Chicago, IL 60606

On July 1, 2008 at 10:15 a.m., or as soon thereafter as counsel may be heard, I shall appear before the Honorable Judge James B. Zagel, or any judge sitting in his stead, in the courtroom usually occupied by him in Room 2503 of the Everett McKinley Dirksen, United States Courthouse, 219 South Dearborn Street, Chicago, IL 60604, and then and there shall present **BOLLINGER, RUBERRY & GARVEY'S EMERGENCY MOTION TO COMPEL COMPLIANCE WITH AND/OR ENFORCEMENT OF SUBPOENAS TO DAN FORMELLER AND JAMES BORCIA** a copy of which is attached hereto and served upon you.

BOLLINGER, RUBERRY & GARVEY

By: /s/ Perry M. Shorris, Esq.
Perry M. Shorris, Esq.

Edward F. Ruberry, Esq.
Perry M. Shorris, Esq.
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(312) 466-8000
Atty. No. 13507

PROOF OF SERVICE

Under penalties as provided by law, the undersigned, an attorney, on oath states that I had this Notice and the referenced documents served via hand delivery on Dan Formeller and James Borcia, Tressler, Soderstrom, Maloney & Priess, Sears Tower, 233 S. Wacker Dr., 22nd Fl., Chicago, IL 60606 on June 30, 2008 on or before 5:00 p.m.

By: /s/ Perry M. Shorris, Esq.
Perry M. Shorris, Esq.